IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTIETH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 8683 of 2005

Between:

1 Chelluri Satyavathi, w/o Nagaraja,
r/o Bangarammapalem Village, S.Rayavaram Mandal,

Yellamanchili Constituency, Visakhapatnam District.
2 Karey Tata Rao, s/o Pisigi Dora,
r/o Bangarammapalem Village, S.Rayavaram Mandal,

Yellamanchili Constituency, Visakhapatnam District.
3 Karey Tatilu, s/o Ramulu,
r/o Bangarammapalem Village, S.Rayavaram Mandal,

Yellamanchili Constituency, Visakhapatnam District.
4 Chintakayala Appalanarasamma, w/o Venkata Reddy,
r/o Bangarammapalem Village, S.Rayavaram Mandal,

Yellamanchili Constituency, Visakhapatnam District.
5 Karey Satya Rao, s/o Bhooloka,
r/o Bangarammapalem Village, S.Rayavaram Mandal,

Yellamanchili Constituency, Visakhapatnam District.
6 Mylapalli Laxmi, w/o Satya Rao,
r/o Bangarammapalem Village, S.Rayavaram Mandal,

Yellamanchili Constituency, Visakhapatnam District.
7 Karey Nookamma, w/o Appanna,
r/o Bangarammapalem Village, S.Rayavaram Mandal,

Yellamanchili Constituency, Visakhapatnam District.
8 Chodipalli Maseenu, s/o Gangaiah,
r/o Bangarammapalem Village, S.Rayavaram Mandal,

Yellamanchili Constituency, Visakhapatnam District.

..... PETITIONERS

AND

1 The District Collector/Executive Director,

A.P.State Housing Corporation, Visakhapatnam
2 The District Manager, A.P.State Housing Corporation,

Visakhapatnam.
3 The Mandal Revenue Officer, Rambill Mandal,

Visakhapatnam District.
4 Joint Director of Fisheries, Visakhapatnam.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any writ order or direction particularly one in the nature of mandamus declaring the inaction on the part of the respondents in releasing Rs.40,000/- to each of us in terms of proceedings Rc.No.20/2003/11 dated 26-02-2004 of the first respondent herein for the purpose of construction of our houses in our village of Rambill Mandal of Visakhapatnam District as illegal, unjust, arbitrary, violative of Article 14 of the Constitution of India and consequently direct the respondents herein to forthwith release Rs.40,000/- to each of us for carrying out further construction of our houses, which is presently at the basement level and pass such other relief or relieves as this Honourable Court may deem fit just and proper in the circumstances of the case.

Counsel for the Petitioners : Dr.P.B.VIJAY KUMAR

Counsel for the Respondents : Mr. K. Mohan Ramireddy

The Court at the stage of admission made the following :

ORDER:

Seeking to declare the inaction of the respondents in releasing Rs.40,000/- to each of the petitioners, in pursuance of the proceedings in Rc.No.20/2003/11, dt.26-2-2004 of the 1st respondent, the present writ petition is filed.

Heard the counsel for the petitioner and the learned standing counsel for the respondents.

The first respondent-District Collector has to take appropriate decision in accordance with the rules and regulations and by virtue of the terms and conditions of the scheme. Therefore, without entering into the merits of the case, the writ petition is disposed of directing the first respondent to take appropriate decision in pursuance of the representation of the petitioners dated 02-08-2004 within a period

of two months from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No costs.

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K.C.BHANU, J.

Dated: 20-04-2005.

Rns

To

1 The District Collector/Executive Director,

A.P.State Housing Corporation, Visakhapatnam

2 The District Manager, A.P.State Housing Corporation,

Visakhapatnam.

3 The Mandal Revenue Officer, Rambill Mandal,

Visakhapatnam District.

4 Joint Director of Fisheries, Visakhapatnam.

5 Two CCs to G.P. for Housing, High Court of A.P.,

Hyderabad(OUT)

6 Two CD copies.